IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA ALEXANDRIA DIVISION

NETSCAPE COMMUNICATIONS CORP.,

Plaintiff.

v.

Case No. 1:09-cv-225-TSE-TRJ

VALUECLICK, INC., MEDIAPLEX, INC., FASTCLICK, INC., COMMISSION JUNCTION, INC., MEZIMEDIA, INC., and WEB CLIENTS, L.L.C.,

Defendants.

DEFENDANTS' MOTION REQUESTING A CONTINUANCE OF THE APRIL 23, 2010 DEADLINE FOR FILING A SUPPLEMENTAL DECLARATION

Defendants respectfully request a continuance of the April 23, 2010 deadline by which Defendants must file a supplemental declaration to be obtained from Katharine Wolanyk. Plaintiff has no objection to the request. As discussed more fully in the accompanying memorandum, Defendantsøcounsel are working diligently to obtain the supplemental declaration from this third party, but due to her schedule Defendants are not able to meet the courtøs deadline.

Dated: April 23, 2010 Respectfully submitted,

/s/Amy S. Owen

Amy S. Owen (VSB # 27692)

aowen@cochranowen.com Sheila M. Costin (VSB # 31452)

scostin@cochranowen.com

COCHRAN & OWEN LLC

8000 Towers Crescent Drive, Suite 160

Vienna, VA 22182

Phone: (703) 847-4480

Fax: (703) 847-4499

Raymond P. Niro

Raymond P. Niro, Jr.

Robert A. Conley

Brian E. Haan

NIRO, HALLER & NIRO

181 West Madison, Suite 4600

Chicago, IL 60602

Phone: (312) 236-0733

Fax: (312) 236-3137

Attorneys for Defendants

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 23, 2010, the foregoing DEFENDANTS' MOTION REQUESTING A CONTINUANCE OF THE APRIL 23, 2010 DEADLINE FOR FILING A SUPPLEMENTAL DECLARATION was filed with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

Counsel for Netscape Communications Corp.

Robert L. Burns **Umar Arshad** Nicholas J. Nugent FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP Two Freedom Square 11955 Freedom Dr. Reston, VA 20190 Phone: (571) 203-2700

Fax: (202) 408-4400

Gerald F. Ivey C. Gregory Gramenopoulos John M. Williamson Philip A. Rilev C. Brandon Rash FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, LLP 901 New York Ave., NW Washington, DC 20001 Phone: (202) 408-4000 Fax: (202) 408-4400

/s/ Amy S. Owen

Amy S. Owen (VSB # 27692) aowen@cochranowen.com Sheila M. Costin (VSB # 31452) scostin@cochranowen.com COCHRAN & OWEN LLC 8000 Towers Crescent Drive Suite 160 Vienna, VA 22182

Phone: (703) 847-4480 Fax: (703) 847-4499

Raymond P. Niro Raymond P. Niro, Jr. Robert A. Conley Brian E. Haan NIRO, HALLER & NIRO 181 West Madison, Suite 4600 Chicago, IL 60602 Phone: (312) 236-0733 Fax: (312) 236-3137

Attorneys for Defendants